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Attorneys for Defendant  
VENDINI, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ST. PAUL FIRE AND MARINE  
INSURANCE COMPANY, a Connecticut  
corporation,

Plaintiff,

v.

VENDINI, INC., a California corporation,

Defendant.

CASE NO.: 3:13-cv-04458 SI

**STIPULATION AND ~~[PROPOSED]~~  
ORDER RE BRIEFING SCHEDULE FOR  
CROSS MOTIONS FOR SUMMARY  
JUDGMENT**

1 WHEREAS, on September 26, 2013, Plaintiffs St. Paul Fire and Marine Insurance  
2 Company (collectively, "Plaintiffs") filed a Complaint [ECF No. 1] against Defendant Vendini,  
3 Inc. ("Vendini") in the above-captioned Case No. 3:13-cv-04458 SI.

4 WHEREAS, at the case management conference, held on November 12, 2014 [ECF No.  
5 31], the Court continued the hearing date for cross motions for summary judgment to March 13,  
6 2015.

7 WHEREAS, at that same conference, it was ordered that the cross motions for summary  
8 judgment would be due on January 30, 2015, and any oppositions would be due on February 20,  
9 2015 [ECF No. 31], but the Court found that "counsel may adjust the briefing schedule" by  
10 stipulation;

11 WHEREAS, the parties request that, for the purposes of continued settlement  
12 negotiations, they may have until February 13, 2015, to file their respective motions for  
13 summary judgment and have until March 6, 2015, to file any oppositions.

14 WHEREAS, the parties request that the Court the cross motions for summary judgment,  
15 on Friday, March 27, 2015, at 9:00 a.m. or as soon thereafter as practicable.  
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**STIPULATION**

NOW THEREFORE, it is agreed and stipulated that:

The parties' respective motions for summary judgment will be due on or before Friday, February 13, 2015, with any oppositions being due on or before March 6, 2015, and the hearing on these motions shall be held on Friday, March 27, 2015 at 9:00 a.m., or as soon thereafter as practicable.

DATED: January 27, 2015

SEDGWICK LLP

By: /s/ Alexander E. Potente

Bruce D. Celebrezze

Alexander E. Potente

Attorneys for Plaintiff

ST. PAUL FIRE AND MARINE  
INSURANCE COMPANY

DATED: January 27, 2015

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /s/ Nancy E. Harris

Nancy E. Harris

Attorneys for Defendant

VENDINI, INC.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: January 29, 2015

  
UNITED STATES DISTRICT COURT JUDGE

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 27th day of January 2015 a copy of the foregoing was filed electronically this day and is available for viewing on the Court's ECF system. Notice of this filing will be sent to all counsel of record via the Court's ECF system.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on January 27, 2015, at San Francisco, California.

/s/ Trish Marwedel

Trish Marwedel